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 SUBSTITUTE for PTO/SB/01 (10-05). DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

<b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		<b>Attorney Docket Number</b>	BY0027
		<b>First Named Inventor</b>	Hidehito Kotani, et al
<b>COMPLETE IF KNOWN</b>			
		<b>Application Number</b>	
		<b>Filing Date</b>	
		<b>Group Art Unit</b>	
		<b>Examiner Name</b>	

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF EVALUATING COMPOUNDS EFFICACIOUS IN TREATING OBESITY**

the specification of which

(Title of the Invention)

bears the Attorney Docket Number and Title of the Invention noted above

OR

is attached hereto

OR

was filed on (MM/DD/YYYY)  as United States Application Number or PCT International

Application Number  and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Attorney Docket Number	Priority Claimed? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
2003-196154	JP	07/11/2003		<input checked="" type="checkbox"/> <input type="checkbox"/>
JP2004009834	PCT	07/09/2004		<input checked="" type="checkbox"/> <input type="checkbox"/>
				<input type="checkbox"/> <input type="checkbox"/>
				<input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached here

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below

Application Number(s)	Filing Date (MM/DD/YYYY)	Attorney Docket Number

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 SUBSTITUTE for PTO/SB/01 (10-05), DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

## DECLARATION AND POWER OF ATTORNEY for Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information known to me to be material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Application Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint, respectively and individually, as my attorney(s) or agent(s) with full power of substitution and revocation, the following registered practitioner(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

Practitioners Associated with the Customer Numbr  
OR  
 Registered practitioner(s) named below

000210

Name	Registration Number	Name	Registration Number

Direct all correspondence to:  Customer Number 000210

Name	Heidi M. Struse				
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Family Name or Surname			
Hidehito	Kotani				
Inventor's Signature				Date	Dec. 21, 2005
Residence:	Tsukuba-shi	State	Ibaraki	Country	Japan
City				Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku				
City	Tokyo	State		ZIP	1038416
				Country	JAPAN
<input checked="" type="checkbox"/> Additional inventors are being named on the	supplemental Additional Inventors(s) sheet(s) PTO/SB/02A or 02LR attached hereto.				

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 SUBSTITUTE for PTO/SB/02A (09-04), Declaration (Additional Inventors)

## DECLARATION AND POWER OF ATTORNEY

ADDITIONAL INVENTOR(S)  
Supplemental Sheet

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Hiraku	Itadani						
Inventor's Signature	<i>Hiraku Itadani</i>				Date	Dec. 21, 2005	
Residence: City	Tsukuba-shi	State	Ibaraki	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State		ZIP	1038416	Country	JAPAN
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Hiromits	Araki						
Inventor's Signature	<i>Hiromitsu Araki</i>				Date	Dec. 21, 2005	
Residence: City	Kitakyushu-shi	State	Fukuoka	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State	US	ZIP	1038416	Country	JAPAN
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Kazuhiko	Takahashi						
Inventor's Signature	<i>Kazuhiko Takahashi</i>				Date	Dec. 21, 2005	
Residence: City	Tsukuba-shi	State	Ibaraki	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State		ZIP	1038416	Country	JAPAN
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Hiroaki	Suwa						
Inventor's Signature	<i>Hiroaki Suwa</i>				Date	Dec. 21, 2005	
Residence: City	Tsukuba-shi	State	Ibaraki	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State		ZIP	1038416	Country	JAPAN

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 SUBSTITUTE for PTO/SB/02A (09-04), Declaration (Additional Inventor)

## DECLARATION AND POWER OF ATTORNEY

ADDITIONAL INVENTOR(S)  
Supplemental Sheet

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Nao	Odagiri						
Inventor's Signature					Date	Dec. 21, 2005	
Residence: City	Hirosaki-shi	State	Aomori	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State		ZIP	1038416	Country	JAPAN
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Tsutomu	Kobayashi						
Inventor's Signature					Date	Dec. 21, 2005	
Residence: City	Ushiku-shi	State	Ibaraki	Country	Japan	Citizenship	JP
Mailing Address	Banyu Pharmaceutical Co., Ltd., 2-2-3 Nihombashi-honcho, Chuo-ku						
City	Tokyo	State		ZIP	1038416	Country	JAPAN
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Mailing Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:	<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])		Family Name or Surname					
Inventor's Signature					Date		
Residence: City		State		Country		Citizenship	
Mailing Address							
City		State		ZIP		Country	

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